

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House
(317) 232-9855

FISCAL IMPACT STATEMENT

LS 8087

BILL NUMBER: HB 2129

DATE PREPARED: Jan 11, 2001

BILL AMENDED:

SUBJECT: Alcohol Server Training Program.

FISCAL ANALYST: John Parkey

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FUNDS AFFECTED: ☒ **GENERAL**
☒ **DEDICATED**
FEDERAL

IMPACT: State

Summary of Legislation: This bill provides that the Indiana Alcoholic Beverage Commission shall establish an alcohol server training program.

The bill specifies the subject areas to be covered by the employee training courses. The bill allows the Commission to suspend or revoke an employee's permit or impose a fine for noncompliance with the program. The bill also allows the Commission to suspend or revoke a retail permittee's permit or impose a fine for noncompliance with the program.

The bill requires the Indiana Alcoholic Beverage Commission to consider a retail permittee's certification in the program in the mitigation of administrative penalties or fines for an employee's illegal sale or service of an alcoholic beverage to an underage or intoxicated person.

Effective Date: July 1, 2001.

Explanation of State Expenditures: This bill requires the Alcoholic Beverage Commission (ABC) to establish an alcohol server training program for bartenders and wait staff issued an ABC employee permit. The program is to be designed to educate these employees about selling, serving, and consuming alcoholic beverages in a responsible manner. Under the bill, certain retail permittees would be required to ensure that the affected employees receive training within 45 days of starting work and receive a refresher course at least once every two years.

Bartenders and wait staff employed at approximately 5,550 retail permittees would be affected by this bill. Since the ABC's employee permit is not specific to type of workplace, the total number of employees affected is not known.

The bill would require the Commission to: conduct the training; provide enrolment and registration to retail

permittee whose employees have completed the course; and, develop and distribute a handbook to retail permittee's employees. It is estimated that the Commission would need to hire between six and eight additional excise officers to fulfill the requirements of this bill. The salary and fringe benefits for each of the officers would be approximately \$35,000 the first year and approximately \$38,000 the second year. If six additional officers were hired, the salary cost would be \$210,000 in FY 2002 and \$228,000 in FY 2003; eight additional officers would cost \$280,000 in FY 2002 and \$304,000 in FY 2003.

There are approximately 90,000 alcoholic beverage employee permit holders in Indiana. ABC excise officers currently provide free voluntary training in each of the ABC's six districts to approximately 3,000 permittees each year. In addition to ABC training, there are several private companies which provide employee training for a fee. The number of individuals served by these groups is unknown.

Explanation of State Revenues: The bill allows the Commission to fine, suspend, or revoke the permits of the affected retailers and employees for failing to comply with the provisions of the bill. The bill also requires the ABC to consider a retail permittee's participation in the server training program when assessing administrative penalties and fines for an employee's illegal sale or service of an alcoholic beverage to an underage or intoxicated person. To the extent that this provision could reduce the civil penalties assessed by the Commission, state revenue could be reduced. Civil penalties for violations of the ABC's rules are deposited in the Enforcement and Administration Fund.

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Alcoholic Beverage Commission.

Local Agencies Affected:

Information Sources: Don Okey, Alcoholic Beverage Commission, 232-2463.